IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

WEDNESDAY, THE 8TH AUGUST 2007 / 17TH SRAVANA 1929

Bail Appl..No. 4791 of 2007()

CRIME NO.213 OF 2007 OF NALLALAM POLICE STATION, KOZHIKODE

.....

: PETITIONER/ACCUSED

NOUSHIK, S/O. KUTTYANKOYA,
AGED 30 YEARS, CHIRAKKAL HOUSE, P.O.G.A.COLLEGE,
KOZHIKODE.

BY ADV. SRI.T.R.RAVI
SRI.P.S.MURALI

RESPONDENTS: COMPLAINANT

STATE OF KERALA, REPRESENTED BY
PUBLIC PROSECUTOR, HIGH COURT OF KERALA.

BY PUBLIC PROSECUTOR SRI.JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 08/08/2007 ALONG WITH B.A.NO.4792/07, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J

B.A.Nos. 4791 & 4792 of 2007

Dated this the 8th day of August, 2007

ORDER

These applications are for regular bail. The common petitioner faces allegations in two different crimes, both registered under the Copy Rights Act. The alleged incidents took place on 17.07.07 and 18.07.07. On 17.07.07, the petitioner was allegedly found to keep in a room in his possession 8,500 audio and video cassettes without any valid copy right. On 18.07.07, he was allegedly found to transport 2750 C.D cassettes in a car without any copy right over the C.Ds. The petitioner was not available for arrest. He later surrendered and continues in custody from 20.07.07, his applications for bail having been dismissed by the learned Magistrate and the learned Sessions Judge.

2. The learned counsel for the petitioner prays, the learned Public Prosecutor does not oppose the said prayer on condition that the investigators may be given some further time to complete the investigation and I am satisfied that the petitioner can now be released subject to appropriate terms and conditions.

3. In the result, these applications are allowed. The petitioner shall be released on bail on the following terms and conditions.

i) The petitioner shall not be released on the strength of this order prior to 13.08.2007. The Investigators shall in the meantime make every endeavour to complete the investigation.

ii) The petitioner shall in each case execute a bond for Rs.50,000/- (Rupees Fifty thousand only) with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate;

iii) The petitioner shall make himself available for interrogation before the Investigating Officer from the date of his release between 10 a.m and 12 noon on all Mondays and Fridays for a period of two months and thereafter as and when directed by the Investigating Officer.

(R.BASANT, JUDGE)

rtr/-